



Honorable Linda B. Riegle
United States Bankruptcy Judge



Entered on Docket
January 31, 2012

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**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE
COMPANY,

Debtor.

Case No. BK-S-06-10725-LBR
Chapter 11

**Stipulated Order Approving Stipulation to
Sustain Fourth Omnibus Objection to
Proofs of Claim Based Entirely Upon
Investment in the Fiesta Oak Valley Loan
as it Relates to the Stoebling Family Trust
Proof of Claim**

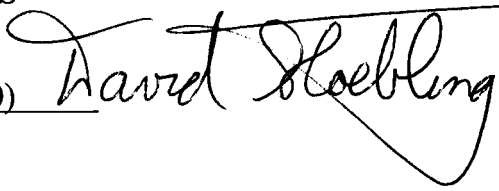
The “Stipulation to Sustain Fourth Omnibus Objection to Proofs of Claim Based Entirely Upon Investment in the Fiesta Oak Valley Loan as it Rrelates to the Claim by the Stoebling Family Trust” [DE 9691] (“Stipulation”) came before the Court for consideration. No notice being necessary and good cause appearing,

IT IS ORDERED:

- Approving the Stipulation;

- 1 • Stoebling Family Trust's response to the USACM Liquidating Trust's
- 2 ("USACM Trust") Fiesta Oak Valley Objection [DE 9072] is deemed
- 3 withdrawn and the Fourth Omnibus Objection to Proofs of Claim Based Entirely
- 4 Upon Investment in the Fiesta Oak Valley Loan [DE 9072] (the "Objection") is
- 5 hereby sustained as it relates to Proof of Claim No. 10725-00945 in the amount
- 6 of \$50,000. Accordingly, that proof of claim is 20% allowed (\$10,000.00) and
- 7 80% disallowed (\$40,000.00).
- 8 • Based upon the allowed claim for \$10,000, the USACM Trust will make an
- 9 immediate 4.92% distribution (\$492.00) to Stoebling as the *pro rata* share of the
- 10 funds reserved by the Trust from the initial creditor distribution. All other funds
- 11 reserved for the Stoebling Claim will be released from the Disputed Claims
- 12 Reserve and made available to the Trust for whatever purpose is appropriate in
- 13 the administration of the Trust;
- 14 • The Stoebling Family Trust will share in future distributions pro rata based upon
- 15 the amount of the allowed claim; and
- 16 • This Order will supersede any preceeding orders from this Court that could be
- 17 considered to conflict with it.

18 **AGREED, AND APPROVED AS**
 19 **TO FORM AND CONTENT:**

20 /s/ David Stoebling (#1580) 
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 24 Las Vegas, NV 89120
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 26

1 PREPARED AND RESPECTFULLY SUBMITTED BY:

2 **LEWIS AND ROCA LLP**

3
4 By /s/ John Hinderaker (AZ 018024)

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